

LOCKWOOD GRADERS OF ALABAMA, INC.,
A Corporation,

Plaintiff

-VS-

WILLIAM C. CAMPBELL,

Defendant

I IN THE CIRCUIT COURT OF
I BALDWIN COUNTY, ALABAMA

I AT LAW

I CASE NO. 2461

I

I

REQUEST FOR DISCOVERY OF ASSETS

The Plaintiff having recovered on the 13th day of March, 1956, a judgment against the Defendant in the above styled cause for the sum of ONE THOUSAND DOLLARS (\$1,000.00) and cost, and such execution having been returned endorsed by the Sheriff of Baldwin County, Alabama, "no property found", the Plaintiff now requests in writing that the Clerk of this Court will issue a notice to the above named Defendant requiring within thirty days from the service of such notice, to file in this cause a statement in writing, under oath, of all his assets of every kind, character and description and where-soever located as provided by Code 1940, Title 7, Section 903.

E. G. RICKARBY


Attorney for Plaintiff

LOCKWOOD GRADERS OF ALABAMA, INC.,
A Corporation,

Plaintiff

-VS-

WILLIAM C. CAMPBELL,

Defendant

I IN THE CIRCUIT COURT OF
I BALDWIN COUNTY, ALABAMA

I AT LAW

I CASE NO. 2461


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E. G. RICKARBY


Attorney for Plaintiff

TELEPHONE WA 8-9836

LAW OFFICES
E. G. RICKARBY
BANK BUILDING
FAIRHOPE, ALABAMA

P. O. BOX 71

June 26, 1957

Mrs. Alice Duck
Clerk of Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

In Re: Lockwood Graders, Inc.
vs.
William C. Campbell
Case No. 2461
Our File No. 3006

Please process the enclosed and send to the Sheriff.

Yours very truly,



EGR/r1
Encl.
7-9-57

LAW OFFICES
E. G. RICKARBY
BANK BUILDING
FAIRHOPE, ALABAMA

P. O. BOX 71

June 26, 1957

Dun & Bradstreet, Inc.
P. O. Box 1174
Omaha, 1, Nebraska

Gentlemen:

In Re: Lockwood Graders
vs.

William Campbell
Our File No. 3006

We have this day filed a Writ of Discovery against Mr. Campbell in the above styled cause.

The farmers had a bad potato crop, didn't make anything on that, but are making a little on the corn and by the time he is called on to make his answer, he should have something in the way of soy beans.

Yours very truly,



EGR/r1
c/c Dupl.

LOCKWOOD GRADERS OF ALABAMA, INC.,
A Corporation,

Plaintiff

-VS-

WILLIAM C. CAMPBELL,

Defendant

I IN THE CIRCUIT COURT OF
I BALDWIN COUNTY, ALABAMA
I AT LAW

I CASE NO. 2461

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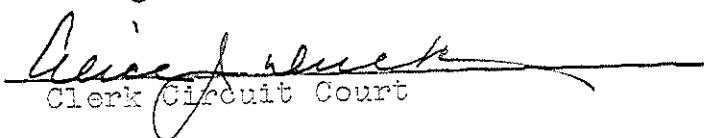
NOTICE BY CLERK TO DEFENDANT TO FILE STATEMENT

TO WILLIAM C. CAMPBELL, DEFENDANT:

Take notice, that, whereas, the Plaintiff in the above entitled cause has requested, in writing, the undersigned, as Clerk of said Court, to issue notice to you, as Defendant, in the above entitled cause, and in the judgment therein, requiring you to file a statement, in writing, under oath, of all your assets, as provided in Code 1940, Title 7, Section 903, and has filed said request, in writing, in this cause with the undersigned as Clerk of this Court, and it appearing from said request, and the record in said cause, that an execution was return on the judgment in this cause on March 28, 1957, endorsed "no property found", by the Sheriff of Baldwin County, and that you reside in the State of Alabama.

Now, therefore, you are hereby required, within thirty days from the service hereof, to file in this Court, a statement, in writing, under oath, of all your assets, including money, choses in action, notes, bonds, and accounts, and all other property, real, personal or mixed, or any interest therein, with a detailed description of the same, the location and reasonable value of each item thereof, together with a detailed list or statement, of any and all lines, mortgages or incumbrances thereon showing the amounts due upon each, and the owner or holder of such lines, encumbrances or mortgages.

Witness my hand this the 28 day of June, 1957.


Clerk Circuit Court

TO ANY SHERIFF OF THE STATE OF ALABAMA- GREETING:

You are hereby commanded to serve the foregoing notice up-
on WILLIAM C. CAMPBELL, Defendant, and make due return of your said
service and of this notice, within thirty days from this date, how
you have executed the same.

Witness my hand this the 28 day of June, 1957.

Belle J. Whack
Clerk Circuit Court

LOCKWOOD GRADERS of ALABAMA, Inc., IN THE CIRCUIT COURT OF
a corporation,

Plaintiff

BALDWIN COUNTY, ALABAMA

-vs-

AT LAW

WILLIAM C. CAMPBELL,

Defendant

COMPLAINT

COUNT ONE: The plaintiff claims of the defendant the sum of Three Thousand Four and 50/100 Dollars (\$3004.50) due by a promissory note made by him on the 15th day of November, 1953, with interest thereon at the rate of eight per cent (8%) per annum from maturity; and the plaintiff avers that as part of the consideration in said note, the defendant agreed to pay interest at the rate of eight per cent (8%) per annum on said note, and agreed to waive his right to claim as exempt any personal property exempted to him under the Constitutional laws of the State of Alabama and further agreed to pay all costs of collecting or securing, or attempting to collect this note, including a reasonable attorney's fee, which plaintiff now claims in the sum of Four Hundred Fifty Dollars (\$450.00).

COUNT TWO: The plaintiff claims of the defendant the following personal property, to-wit:


One Lockwood Grader, being more specifically described as:

1	W-36-10	Washer
1	D-16	Roller table
2	36-SS	Sisers
1	S-12-21	Roller table
1	S-12-24	Roller table
1	CC 10	Elevator

with the value of the hire or use thereof during the detention, that is from the 15th day of November, 1953.

RICKARBY & RICKARBY

By:


Attorney for Plaintiff

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. 261

----- TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon WILLIAM C. CAMPBELL

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in

the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against-----

WILLIAM C. CAMPBELL

-----, Defendant-----

by LOCKWOOD GRADERS OF ALABAMA, Inc. a corporation

-----, Plaintiff-----

Witness my hand this 6th day of December 1954

W. C. Campbell Clerk

LOCKWOOD GRADERS of ALABAMA,
Inc., A Corporation,

Plaintiff,

vs.

WILLIAM C. CAMPBELL,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

Comes the Defendant in the above styled cause and demurs
to the Complaint filed in said cause and each and every count thereof
separately and severally and assigns the following separate and
several grounds, viz:

1. That said Complaint does not state a cause of action.
2. That Count One of said Complaint fails to set out that
the note sued on is due and unpaid.
3. That Count One of said Complaint fails to allege the due
date of said note.
4. That Count One of said Complaint fails to allege the
date the interest began to accrue.

Chasous Stone
Attorneys for Defendant.

Defendant demands a trial of this cause by jury.

Chasous Stone
Attorneys for Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

Comes the Defendant in the above styled cause and demurs to Count Two as last amended and as grounds therefor says:-

1. That said Count does not state a cause of action.
2. That said Count does not properly describe the property sued for.
3. That the type or kind of grader sued for is not stated.

~~Attorneys for Defendant.~~

LOCKWOOD GRADERS OF ALABAMA,
INC, a Corporation,

Plaintiff

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

-vs-

WILLIAM C. CAMPBELL,

Defendant.

Comes the Plaintiff in the above styled cause and offers the following amendment to the complaint by changing Count One to read as follows:

COUNT ONE AS AMENDED: The Plaintiff claims of the Defendant the sum of Two Thousand Nine Hundred Twenty-eight and 43/100 Dollars (\$2928.43) due by promissory note made by him on the 15th day of June, 1953, and payable on to-wit, the 1st day of May, 1954, with interest at 8% per annum from the 1st day of July, 1953, and the Plaintiff avers that as part of the consideration for said note, the Defendant agreed to waive his right to claim as exempt any personal property exempted to him under the constitution and laws of the State of Alabama, and further agreed to pay all the costs of collecting or securing or attempting to collect or secure this note, including a reasonable attorneys fee which the Plaintiff now claims in the sum of Four Hundred Fifty Dollars (\$450.00).

And amending Count Two to read as follows:

COUNT TWO AS AMENDED: The Plaintiff claims of the Defendant the following personal property, to-wit:

One Lockwood Grader, being more specifically described as:

1	W-36-10	Washer
1	D-16	Roller table
2	36-SS	Sisers
1	S-12-21	Roller table
1	S-12-24	Roller table
1	CC 10	Elevator

with the value of the hire or use thereof during the detention, that is from the 1st day of May, 1954.

RICKARBY & RICKARBY

By: 

E. G. Rickarby, Jr.,
Attorney for Plaintiff.

LOCKWOOD GRADERS OF ALABAMA,
INC, a Corporation.

Plaintiff

IN THE CIRCUIT COURT of
BALDWIN COUNTY, ALABAMA

AT LAW

-vs-

WILLIAM C. CAMPBELL

Defendant.

Comes the Plaintiff in the above styled cause and of-
fers the following amendment to the complaint by adding Count

THREE

COUNT THREE: The Plaintiff claims of the Defendant
the following personal property to-wit:

One Lockwood Grader, being more specifically described:
as consisting of the following component parts:

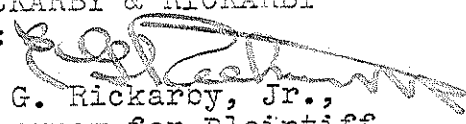
- | | |
|-----------|--|
| 1 W-36-10 | Washer, being one washer thirty-six inches
wide having ten rollers. |
| 1 D-16 | Roller Table, being one double roller six-
teen feet long, table. |
| 2 36-SS | Sisers, being two thirty-six inch single
screen sisers. |
| 1 S-12-21 | Roller Table, being one single twelve rol-
ler table, twenty one inches wide. |
| 1 S-12-24 | Roller Table, one table twenty-four inches
wide and ten feet long. |
| 1 CC 1- | Elevator, being one elevator with chain
conveyor ten feet long. |

Being the property sold by Plaintiff to the Defendant
upon which they returned the purchase money mortgaged, which Mort-
gage is dated the 26th of August, 1953, and recorded in Mortgage
Book 225, Pages 367-368 of the Probate Records of Baldwin County,
Alabama.

With the value of the hires or use thereof during the
detention, that is from the 1st day of May, 1954.

RICKARBY & RICKARBY

By:


E. G. Rickarby, Jr.,
Attorney for Plaintiff.

LOCKWOOD GRADERS OF ALABAMA,
INC., A Corporation,

Plaintiff,

vs.

WILLIAM C. CAMPBELL,

Defendant.

I

Q

Q

IN THE CIRCUIT COURT OF

Q

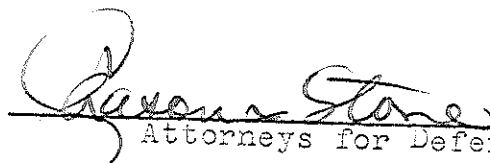
BALDWIN COUNTY, ALABAMA

Q

AT LAW

Comes the Defendant in the above styled cause and demurs to amended Count Three filed by the Plaintiff in said cause and assigns the following separate and several grounds of demurrer, viz:

1. That said Count does not state a cause of action.
2. That the property sued for is not properly described.
3. That said Count fails to allege who returned the purchase money mortgage.
4. That said Count does not state that the mortgage referred to is due and unpaid.
5. For aught that appears from said Count the Defendant is still entitled to possession of said property under the mortgage.


Attorneys for Defendant.

LOCKWOOD GRADERS OF ALABAMA, INC.,
a corporation

Plaintiff

-vs-

WILLIAM C. CAMPBELL

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

Comes the Plaintiff in the above styled cause and offers the following amendment to the complaint by adding COUNT FOUR.

COUNT FOUR: The Plaintiff claims of the Defendant the following personal property, to-wit:

One Lockwood Grader, being more specifically described as consisting of the following component parts:

- | | |
|-----------|---|
| 1 W-36-10 | Washer, being one washer thirty-six inches wide having ten rollers. |
| 1 D-16 | Roller Table, being one double roller sixteen feet long table. |
| 2 36-SS | Sisers, being two thirty-six inch single screen sisers. |
| 1 S-12-21 | Roller Table, being one single twelve roller table, twenty-one inches wide. |
| 1 S-12-24 | Roller Table, one table twenty-four inches wide and ten feet long. |
| 1 CC 1 | Elevator, being one elevator with chain conveyor ten feet long. |

With the value of the hire or use thereof during the detention, viz: from the 1st day of May, 1954.

RICKARBY & RICKARBY

By


E. G. Rickarby, Jr.
Attorney for Plaintiff

LOCKWOOD GRADERS OF ALABAMA, INC.,
a corporation

Plaintiff

-vs-

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW


WILLIAM C. CAMPBELL

Defendant

Comes the Defendant in the above styled cause and for plea to counts one and four as last amended, filed by the Plaintiff in said cause, and says:

1. As to count one as amended the Defendant says that the allegations of the complaint are untrue.

2. As to count four of the complaint as last amended the Defendant says "Non detinet".


Attorneys for Defendant.

LAW OFFICES

RICKARBY & RICKARBY
FAIRHOPE, ALABAMA

ELLIOTT G. RICKARBY

E. G. RICKARBY, JR.

May 20, 1955

Mrs. Alice Duck
Clerk of the Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

Re: Lockwood Graders
vs
William C. Campbell
Our File: 3006

With this we are handing you amendment in the
Lockwood Graders case.

Please file and oblige,

Yours very truly,



EGR/fm
Encl.

ELLIOTT G. RICKARBY

LAW OFFICES

RICKARBY & RICKARBY
FAIRHOPE, ALABAMA

E. G. RICKARBY, JR.

4 December 1954

Mrs. Alice J. Duck
Clerk of the Circuit Court
Bay Minette, Alabama

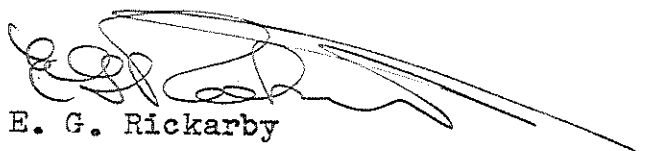
Dear Mrs. Duck:

Lockwood Graders
-vs- Wm. C. Campbell

With this we are sending you check for \$15.00,
deposit for costs in Lockwood Graders of Alabama,
Inc. -vs- William C. Campbell.

Please Process this and oblige.

Yours very truly,



E. G. Rickarby

R/McR
CC: Dun & Bradstreet, Inc.
Omaha, Nebr.

LAW OFFICES

ELLIOTT G. RICKARBY

RICKARBY & RICKARBY
FAIRHOPE, ALABAMA

E. G. RICKARBY, JR.

8 January 1955

Mrs. Alice J. Duck
Clerk of the Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

With this we are handing you amended complaint
in the matter of LOCKWOOD GRADERS OF ALABAMA, INC.
-vs- WILLIAM C. CAMPBELL. Please process same and
notify Messrs. Chason & Stone that you are doing
so.

Yours very truly,



E. G. Rickarby

R/McR

Enc.

CC: Dun & Bradstreet, Inc.
Omaha, Nebr.

3006

ELLIOTT G. RICKARBY
(DECEASED)

LAW OFFICES
RICKARBY & RICKARBY
FAIRHOPE, ALABAMA

E. G. RICKARBY, JR.

16 February 1955

Mrs. Alice Duck
Clerk of Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

Re: Lockwood Graders
Vs: William C. Campbell

With this we are handing you an amendment to the complaint
in the suit of Lockwood Graders vs William C. Campbell.

Yours very truly,



E. G. Rickarby, Jr.

R:h

Feb. 26
3006
Enc.

LOCKWOOD GRADERS OF ALABAMA, INC.,
A CORPORATION,

Plaintiff

-VS-

WILLIAM C. CAMPBELL,

Defendant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW


CASE NO. 2461

PLAINTIFF'S PETITION TO CITE DEFENDANT
FOR CONTEMPT FOR FAILURE TO ANSWER WRIT
OF DISCOVERY.

Now comes the plaintiff in the above styled cause and shows that notice was issued out of this Honorable Court by the Clerk thereof requiring the above named defendant to file a statement of his assets as required by Section 903, Title 7, of the 1940 Code of Alabama; That said notice was duly and personally served on the said defendant on the 2nd day of July, 1957; and that said defendant has willfully refused to file such statement.

The premises considered, the plaintiff petitions the Court that the said WILLIAM C. CAMPBELL be cited for contempt of Court and that he be required to appear before the Court, at a time and place to be fixed, to show cause, if any he has, why he should not be held in contempt of Court for willfully refusing to file such statement of assets.

And petitioner will ever pray.

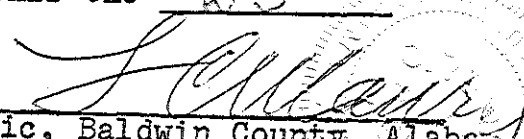

E. G. RICKARBY,
Attorney for Plaintiff.

STATE OF ALABAMA,
COUNTY OF BALDWIN.

Before me, the undersigned Notary Public, personally appeared E. G. RICKARBY, who being duly sworn, deposes and says that he is the attorney for the plaintiff in the above mentioned cause, and that the facts alleged in said petition are true.


AFFIANT

Sworn and subscribed to before me on this the
day of December, 1957.


Notary Public, Baldwin County, Alabama



LOCKWOOD GRADERS OF ALABAMA, INC.,
A CORPORATION,

Plaintiff

-VS-

WILLIAM C. CAMPBELL,

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW


CASE NO. 2461

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FOR CONTEMPT FOR FAILURE TO ANSWER WRIT
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Now comes the plaintiff in the above styled cause and shows that notice was issued out of this Honorable Court by the Clerk thereof requiring the above named defendant to file a statement of his assets as required by Section 903, Title 7, of the 1940 Code of Alabama; That said notice was duly and personally served on the said defendant on the 2nd day of July, 1957; and that said defendant has willfully refused to file such statement.


The premises considered, the plaintiff petitions the Court that the said WILLIAM C. CAMPBELL be cited for contempt of Court and that he be required to appear before the Court, at a time and place to be fixed, to show cause, if any he has, why he should not be held in contempt of Court for willfully refusing to file such statement of assets.

And petitioner will ever pray.



E. G. RICKARBY,
Attorney for Plaintiff.

STATE OF ALABAMA,
COUNTY OF BALDWIN.

Before me, the undersigned Notary Public, personally appeared E. G. RICKARBY, who being duly sworn, deposes and says that he is the attorney for the plaintiff in the above mentioned cause, and that the facts alleged in said petition are true.


AFFIANT

Sworn and subscribed to before me on this the 23
day of December, 1957.


Notary Public, Baldwin County, Alabama

SEAL

LOCKWOOD GRADERS OF ALABAMA, INC.,
A CORPORATION,

Plaintiff,

-VS-

WILLIAM C. CAMPBELL,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
AT LAW.

CASE NO. 2461

DECREE CITING JUDGMENT DEBTOR FOR CONTEMPT

Upon consideration of the petition filed herein by
the above named Plaintiff on the 27 day of December,
1957, praying that the said defendant be cited as for a contempt,
it is,

Ordered, adjudged and decreed by the Court that the said
WILLIAM C. CAMPBELL do be and appear before the Court on the _____
day of _____, at _____ M.
and show cause, if any he have, why he should not be held in con-
tempt for willfully refusing to file said statement of assets, as
required by law.

Let a copy of said petition and this decree be served
upon the said defendant.

Dated this the _____ day of _____, 19____.

Circuit Judge.

LOCKWOOD GRADERS OF ALABAMA, INC.,
A CORPORATION,

Plaintiff,

-VS-

WILLIAM C. CAMPBELL,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
AT LAW.

CASE NO. 2461

DECREE CITING JUDGMENT DEBTOR FOR CONTEMPT

Upon consideration of the petition filed herein by
the above named Plaintiff on the _____ day of _____
December
1957, praying that the said defendant be cited as for a contempt,
it is,

Ordered, adjudged and decreed by the Court that the said
WILLIAM C. CAMPBELL do be and appear before the Court on the _____
day of _____, at _____ M.
and show cause, if any he have, why he should not be held in con-
tempt for willfully refusing to file said statement of assets, as
required by law.

Let a copy of said petition and this decree be served
upon the said defendant.

Dated this the _____ day of _____, 19____.

Circuit Judge.